

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1332916-0

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FEDERAL BUREAU OF INVESTIGATION
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17 Dec 88
FEDERAL BUREAU
OF INVESTIGATION

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Legal Coun.	
Off. Cong. & Public Aff.	
Rec. Mgmt.	
Tech. Serv.	
Telephone Rm.	
Director's Sec'y	

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INBOX.68 (#8461)

TEXT:

VZCZCLA0006

OO HQ

DE LA #C006 3520049

ZNR UUUUU

O 160031Z DEC 88

FM FBI LOS ANGELES (72-271) (WCC-4) (P)

TO DIRECTOR FBI/IMMEDIATE/

BT

UNCLAS

SECTION ONE OF TWO

UNCLAS

CITE: //3410//

PASS: SSA [REDACTED] PUBLIC CORRUPTION SECTION, ROOM 3849.

SUBJECT: UNITED STATES DISTRICT COURT JUDGE MARIANA R. PFÄELZER;

[REDACTED] EARLE COOLEY; LYMAN SPURLOCK; CHURCH OF
SCIENTOLOGY; OBSTRUCTION OF JUSTICE; OO: LOS ANGELES.

RE TELETYPE FROM LOS ANGELES TO DIRECTOR, DECEMBER 6, 1988,

AND TELCALL FROM BUREAU SSA [REDACTED] TO LOS ANGELES SA [REDACTED]

[REDACTED] ON DECEMBER 14, 1988.

ON DECEMBER 14, 1988, LEONARD BROSEAN, THE CHIEF CLERK FOR

12/19/88

CA.

72-3383-X

Do A Session
Note ASAP.

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PAGE TWO DE LA 0006 UNCLAS

THE U.S. DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA WAS

PAGE TWO (LA 72-271) UNCLAS

INTERVIEWED. BROSAN RECALLED THAT ON FRIDAY NIGHT, NOVEMBER 8, 1985, HE RECEIVED A TELEPHONE CALL FROM ATTORNEY [REDACTED]

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[REDACTED] INFORMED BROSAN THAT THE CHURCH OF SCIENTOLOGY (COS) WISHED TO FILE A RENEWED APPLICATION FOR A TEMPORARY RESTRAINING ORDER AS SOON AS POSSIBLE. [REDACTED] INDICATED TO BROSAN THAT ATTORNEY [REDACTED] NEEDED TO MAKE THIS EMERGENCY FILING. BROSAN AGREED TO ACCEPT THE FILING ON SATURDAY, NOVEMBER 9, 1985.

BROSAN STATED HE DID MEET [REDACTED] IN THE MORNING OF NOVEMBER 9, 1985, AND ACCEPTED THE PAPERS. BROSAN STATED THAT IT WOULD HAVE BEEN HIS NORMAL PROCEDURE TO HAVE CALLED JUDGE PFÄELZER AFTER RECEIVING THE PAPERS ON SATURDAY. BROSAN ASSUMED HE DID THIS SINCE A HEARING SUBSEQUENTLY WAS SET FOR NOVEMBER 11, 1985, VETERANS DAY. BROSAN WOULD NOT HAVE SET THIS HEARING WITHOUT THE JUDGE AUTHORIZING SUCH AN ACTION. BROSAN RECALLS THAT THE ISSUE OF THE HEARING WAS WHETHER OR NOT CERTAIN DOCUMENTS AND LITIGATION SHOULD BE RELEASED, AND IF SO, WHICH DOCUMENTS SHOULD BE RELEASED. BROSAN RECALLED THAT, FOR SOME REASON, THE HEARING

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PAGE THREE DE LA 0006 UNCLAS

WAS CONTINUED UNTIL THE NEXT DAY. BROSNAN STATED THAT THERE WERE PEOPLE PRESENT DURING THIS HEARING SO HE ASSUMES THAT COUNSEL FOR BOTH SIDES WERE PRESENT.

W IT IS SIGNIFICANT TO NOTE THAT BROSNAN MAY BE IN ERROR. ALL COURT RECORDS INDICATE THAT ATTORNEY [REDACTED] DID NOT ENTER THE LITIGATION UNTIL [REDACTED]. LOS ANGELES ANTICIPATES INTERVIEWING [REDACTED] AS SOON AS POSSIBLE TO DETERMINE IF HE DID HAVE SOME UNKNOWN INVOLVEMENT IN THIS CASE IN NOVEMBER OF 1985. BROSNAN INDICATED HE HAD AN UNLISTED TELEPHONE AND EXPLAINED [REDACTED] CONTACT OF HIM BY STATING THAT [REDACTED] [REDACTED] AND WOULD HAVE BROSNAN'S TELEPHONE NUMBER.

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BROSNAN STATED THAT HE HAS TALKED TO [REDACTED] AND JUDGE PFAELZER REGARDING THE CHRONOLOGY OF THE EVENTS IN NOVEMBER OF 1985. BROSNAN STATED THAT [REDACTED] TELEPHONED HIM AND ASKED HIM QUESTIONS REGARDING HIS ACCEPTANCE OF PAPERS ON NOVEMBER 9, 1985. BROSNAN STATED HE TOLD [REDACTED] HE COULD NOT RECALL WHO REQUESTED HIS PRESENCE ON FRIDAY NIGHT FOR THE ACCEPTANCE OF THE PAPERS ON SATURDAY. BROSNAN STATED THAT IMMEDIATELY AFTER TALKING TO [REDACTED] HE RECALLED THE NAME OF THE ATTORNEY, [REDACTED] BROSNAN

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PAGE FOUR DE LA 0006 UNCLAS

STATED HE RELAYED THIS NAME TO JUDGE PFAELZER. M

ON DECEMBER 14, 1988, JUDGE PFAELZER'S [REDACTED]

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~~X~~ [REDACTED] WAS ALSO INTERVIEWED. [REDACTED] INDICATED HE WAS PRESENT ON NOVEMBER 8, 1985, WHEN JUDGE PFAELZER DENIED THE COS REQUEST FOR A PRELIMINARY INJUNCTION. [REDACTED] STATED THAT HE LEFT THAT CA.

[REDACTED] AND THEREFORE, WAS NOT PRESENT FOR THE PROCEEDINGS THAT TOOK PLACE ON NOVEMBER 9 AND NOVEMBER 11, 1985. [REDACTED] PROVIDED THE INVESTIGATING AGENT WITH INFORMATION INDICATING THAT [REDACTED] DID NOT BECOME AN ATTORNEY INVOLVED IN THE LITIGATION UNTIL [REDACTED] REVIEWED HIS PERSONAL NOTES WHICH INDICATED TO HIM THAT A HEARING HAD OCCURRED ON NOVEMBER 11, 1985. [REDACTED] SPECIFICALLY REMEMBERS ASKING BROSNAN TO PREPARE A MINUTE ORDER REFLECTING THE ACTIONS TAKEN AT THE NOVEMBER 11, 1985, HEARING. [REDACTED] BELIEVES THAT BROSNAN DID PREPARE SUCH A MINUTE ORDER, BUT NO RECORD OF THAT MINUTE ORDER OR ANY DOCKET NOTATION CAN BE FOUND DOCUMENTING THE NOVEMBER 11, 1985, HEARING. A TRANSCRIPT OF THE NOVEMBER 11, 1985, HEARING WAS LOCATED AND PROVIDED TO THE INVESTIGATING AGENT. [REDACTED] INDICATED THAT [REDACTED]

PAGE FIVE DE LA 0006 UNCLAS

FLORES INDICATED THAT

ATTORNEY FOR

* [REDACTED] ONE OF THE GROUPS OPPOSING THE COS IN THE RELEVANT LITIGATION, ATTEMPTED TO HAVE JUDGE PFAELZER RECUSE HER HERSELF FROM THE LITIGATION WHEN THE WYMAN BAUTZER FIRM BEGAN REPRESENTING THE COS. JUDGE PFAELZER FORMERLY WAS A PARTNER OF WYMAN BAUTZER. IN FACT, JUDGE PFAELZER DID RECUSE HERSELF ON MARCH 24, 1988. WYMAN BAUTZER IMMEDIATELY WITHDREW AS COUNSEL FOR THE COS AND JUDGE PFAELZER TOOK OVER THE LITIGATION ONCE MORE. THE COS IS NOW BEING REPRESENTED BY THE LAW FIRM OF BOWLES AND MOXON.

ON DECEMBER 15, 1988, JUDGE PFAELZER WAS INTERVIEWED. JUDGE PFAELZER CATEGORICALLY DENIED THAT SHE WAS VISITED BY EARLE COOLEY OR ANY OTHER REPRESENTATIVE OF THE COS ON THE NIGHT OF NOVEMBER 8TH OR THE EARLY MORNING OF NOVEMBER 9, 1985. JUDGE PFAELZER INDICATED SHE WOULD DO WHATEVER SHE COULD TO AID THE INVESTIGATION. JUDGE PFAELZER INDICATED SHE WOULD SIGN A RELEASE ALLOWING THE FBI TO GET HER TOLL RECORDS FOR THE DATES IN QUESTION. JUDGE PFAELZER STATED THAT IF THE FBI HAD TROUBLE GENERATING THESE RECORDS SHE WOULD ATTEMPT TO HAVE HER AND HER HUSBAND'S RECORDS FOR 1985 SEARCHED AND PROVIDE THE TELEPHONE

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PAGE SIX DE LA 0006 UNCLAS

BILL IF ONE COULD BE LOCATED.

JUDGE PFAELZER'S RECOLLECTION OF THE EVENTS WERE THAT SHE DENIED A MOTION FOR PRELIMINARY INJUNCTION PRESENTED BY THE COS AT APPROXIMATELY 6:00 P.M. ON NOVEMBER 8, 1985, AND THEN PROCEEDED HOME. JUDGE PFAELZER BELIEVES THAT SHE WAS TELEPHONICALLY CONTACTED THE NEXT DAY BY BROSNAN WHO INDICATED TO HER HE WAS IN RECEIPT OF PAPERS FILED BY COS ATTORNEY [REDACTED] REQUESTING A REHEARING ON THE ISSUE OF THE PRELIMINARY INJUNCTION. JUDGE PFAELZER STATED THAT ALONG WITH THESE PAPERS WAS A FILING PROVIDING A NEXUS BETWEEN COS DOCUMENTS STOLEN IN DENMARK AND DOCUMENTS USED BY THE MAYO SPLINTER GROUP. JUDGE PFAELZER BELIEVES THESE ADDITIONAL DOCUMENTS WOULD HAVE BEEN FILED BECAUSE SHE HAD INDICATED THE DAY BEFORE THAT SHE WOULD REQUIRE THE ESTABLISHMENT OF SUCH A NEXUS TO REHEAR THE ISSUE OF THE PRELIMINARY INJUNCTION.

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SOMEHOW JUDGE PFAELZER RECEIVED THE PAPERS FILED THAT SATURDAY FOR HER REVIEW. NEITHER JUDGE PFAELZER OR BROSNAN CAN RECALL HOW SHE CAME INTO POSSESSION OF THESE PAPERS. HOWEVER, THE TRANSCRIPT OF THE HEARING WHICH WAS HELD PURSUANT TO JUDGE PFAELZER'S ORDER ON NOVEMBER 11, 1985, VETERANS DAY, CONTAINS A
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INBOX.69 (#8462)

TEXT:

VZCZCLA0007

OO HQ

DE LA #0007 3520054

ZNR UUUUU

O 160031Z DEC 88

FM FBI LOS ANGELES (72-271) (WCC-4) (P)

TO DIRECTOR FBI/IMMEDIATE/

BT

UNCLAS

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SECTION TWO OF TWO

CITE: //3410//

PASS: SSA [REDACTED] PUBLIC CORRUPTION SECTION, ROOM 3849.

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SUBJECT: UNITED STATES DISTRICT COURT JUDGE MARIANA R PFAELZER;

[REDACTED] EARLE COOLEY; LYMAN SPURLOCK; CHURCH OF

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SCIENTOLOGY; OBSTRUCTION OF JUSTICE; OO: LOS ANGELES.

STATEMENT FROM JUDGE PFAELZER THAT SHE HAD REVIEWED THE DOCUMENTS
THE PREVIOUS DAY. EVEN THOUGH JUDGE PFAELZER CANNOT RECALL HOW
SHE RECEIVED THE DOCUMENTS, SHE VIVIDLY RECALLS THE WEEKEND IN
QUESTION BECAUSE HER HUSBAND WAS THE PRESIDENT OF MGM STUDIOS AND

PAGE TWO DE LA 0007 UNCLAS

THE STUDIO WAS SOLD THAT WEEKEND. THEREFORE, SHE AND HER HUSBAND SPENT A TENSE WEEKEND DETERMINING EXACTLY WHAT CURRENT MANagements STATUS WOULD BE IN VIEW OF THE SALE OF THE STUDIOS.

JUDGE PFAELZER INDICATED THAT COS ATTORNEYS HAVE ATTEMPTED TO "LOW NUMBER" A NUMBER OF CASES TO HER. "LOW NUMBERING" MEANS ATTACHING A CASE TO A PREVIOUSLY FILED MATTER TO ENSURE THAT A JUDGE FAMILIAR WITH THE FACTS WILL RECEIVE THE CASE. JUDGE PFAELZER INDICATED SHE HAS REFUSED TO ACCEPT ANY OF THESE CASES. JUDGE PFAELZER DID NOT STATE EXACTLY HOW MANY ATTEMPTS OF LOW NUMBERING WERE MADE BY THE COS, BUT SHE INDICATED THAT IT WAS SEVERAL CASES.

JUDGE PFAELZER STATED THAT BEFORE WYMAN BAUTZER CAME INTO THE LITIGATION SHE RECEIVED A TELEPHONE CALL FROM EITHER [REDACTED] OR [REDACTED] AT WYMAN BAUTZER. THE CALLER REQUESTED THAT HE BE ALLOWED TO COME AND TALK TO THE JUDGE AND SHE AGREED. AT THAT TIME JUDGE PFAELZER DID NOT KNOW WHAT WOULD BE THE TOPIC OF CONVERSATION. WHEN [REDACTED] AND [REDACTED] ARRIVED THEY ADVISED THE JUDGE THAT WYMAN BAUTZER WAS GOING TO BEGIN REPRESENTING THE COS IN THE LITIGATION SHE WAS PRESIDING OVER. JUDGE PFAELZER STATED THAT WITHOUT BEING ASKED, SHE INDEPENDENTLY

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TOLD [] AND [] THAT SHE SAW NO REASON TO RECUSE HERSELF IF WYMAN BAUTZER CAME INTO THE LITIGATION. JUDGE PFAELZER STATED THAT NEITHER [] OR [] SPECIFICALLY ASKED HER IF SHE WOULD RECUSE HERSELF IF WYMAN BAUTZER BECAME COUNSEL FOR THE COS. JUDGE PFAELZER STATED THAT SHE BELIEVES SUCH A QUESTION WOULD BE IMPROPER.

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JUDGE PFAELZER WAS APPRISED OF THE ALLEGATIONS REGARDING HER, THAT SHE AND HER HUSBAND WERE THE SUBJECT OF BACKGROUND INVESTIGATION BY THE COS KNOWN AS "PREP PACKS", THAT INFORMATION IN THESE PREP PACKS INDICATED THAT SHE AND HER HUSBAND HAD PARTICIPATED IN FINANCIAL IMPROPRIETIES, THAT SHE HAD PARTICIPATED IN EXTRA-MARITAL AFFAIRS WITH HER CURRENT HUSBAND, ROTHAMN, AND WITH ANOTHER SENIOR PARTNER IN THE FIRM, BAUTZER, AND THAT THIS INFORMATION WAS USED TO BLACKMAIL HER THROUGH THE ALLEGED MEETING WITH COOLEY, SPURLOCK, AND [] ON THE NIGHT OF NOVEMBER 8, 1985. JUDGE PFAELZER DENIED THAT SHE EVER HAD ANY CONTACT WITH COOLEY OR ANY OTHER SCIENTOLOGIST AT HER HOME. JUDGE PFAELZER DID NOT COMMENT ON THE TRUTH OR FALSITY OF THE ALLEGATIONS. JUDGE PFAELZER'S RESPONSE TO THE ALLEGATIONS WAS, "THAT'S DISGUSTING." JUDGE PFAELZER ALSO REMARKED THAT SHE HAS

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NO DOUBTS THAT THE COS WOULD ATTEMPT TO BLACKMAIL ANYONE THEY
BELIEVED THEY COULD SUCCESSFULLY BLACKMAIL.

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FEDERAL BUREAU
OF INVESTIGATION

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Adm. Serv.	
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Off. Cong. & Public Affs.	
Rec. Mgmt.	
Tech. Servs.	
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Telephone Rm.	
Director's Sec'y	

INBOX, 15 (#7941)

TEXT:

VZCZCLA0005

RR HQ

DE LA #0005 3310013

ZNR UUUUU

R 252359Z NOV 88

FM FBI LOS ANGELES (72-271) (WCC-4) (P)

TO DIRECTOR FBI/ROUTINE/

BT

UNCLAS

CITE: //3410//

PASS: SUPERVISOR [REDACTED] WHITE COLLAR CRIME SECTION,
PUBLIC CORRUPTION UNIT, ROOM 3849, TL NUMBER 231.

SUBJECT: UNITED STATES DISTRICT COURT JUDGE MARIANA R PFAELZER;

[REDACTED] EARLE COOLEY; LYMAN SPURLOCK; CHURCH OF
SCIENTOLOGY; OOJ; OO: LOS ANGELES.

RE TELETYPE FROM LOS ANGELES TO FBIHQ, DATED NOVEMBER 10,
1988.

THE PURPOSE OF THIS TELETYPE IS TO CONTINUE THE BI-WEEKLY
UPDATES OF THE INVESTIGATION AS REQUESTED BY FBIHQ IN THEIR
TELETYPE TO LOS ANGELES ON OCTOBER 30, 1988. THE FOLLOWING

1 CC TO WCCS, RM 3849

DATE: 11/23/88 BY: TPO

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PAGE TWO DE LA 0005 UNCLAS

INVESTIGATION HAS BEEN CONDUCTED:

ON NOVEMBER 14, 1988, THE INVESTIGATING AGENT RETRIEVED THE FOLLOWING DOCUMENTS FROM THE CASE FILED IN UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA, ENTITLED RELIGIOUS TECHNOLOGY CENTER VS. [REDACTED] CV-85-7197-MRP. THESE DOCUMENTS TEND TO CORROBORATE [REDACTED] RECOLLECTIONS OF THE EVENTS THAT OCCURRED STARTING NOVEMBER 8, 1985, THROUGH NOVEMBER 19, 1985. THESE DOCUMENTS DO SUBSTANTIATE ANY STATEMENT THAT JUDGE PFAELZER ALLOWED COURT BUSINESS TO BE CONDUCTED IN THE ABOVE REFERENCED CASE OVER A THREE DAY FEDERAL HOLIDAY. THESE DOCUMENTS INCLUDE THE FOLLOWING: 1) CIVIL MINUTES DATED NOVEMBER 8, 1985, DOCUMENTING JUDGE PFAELZER'S DENIAL OF THE CHURCH OF SCIENTOLOGY'S (COS) MOTION FOR A PRELIMINARY INJUNCTION; 2) A "RENEWED EX PARTE (SIC) APPLICATION FOR TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE RE: PRELIMINARY INJUNCTION; DECLARATIONS AND SUPPORT THEREOF" FILE STAMPED NOVEMBER 9, 1985, AT 10:29 A.M.; 3) CIVIL MINUTES DATED NOVEMBER 12, 1985, DOCUMENTING THAT COUNSEL FOR BOTH PARTIES MET IN THE JUDGE'S CHAMBERS FOR ARGUMENTS AND THAT A FURTHER HEARING WAS ORDERED FOR NOVEMBER 13, 1985; 4) AN ORDER TO SHOW CAUSE FILE STAMPED

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PAGE THREE DE LA 0005 UNCLAS

NOVEMBER ^{wed} 13, 1985, SIGNED BY JUDGE PFAELZER, REQUIRING DEFENDANTS TO PROVE WHY A PRELIMINARY INJUNCTION SHOULD NOT BE ENFORCED, THEREBY REVERSING HER PREVIOUS RULING; 5) AN ORDER OF CONFIDENTIALITY ISSUED BY JUDGE PFAELZER, FILED NOVEMBER 13, 1985, PREVENTING EITHER PARTY FROM DISCLOSING THE INFORMATION WHICH IS THE SUBJECT OF THIS ACTION TO ANY PARTIES OTHER THAN COUNSEL; AND 6) "OPPOSITION TO RENEWED EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE RE: PRELIMINARY INJUNCTION; DECLARATIONS AND EXHIBITS" FILED NOVEMBER ^{Tues.} 19, 1985, BY THE DEFENDANTS WHICH STATES A SPECIAL HEARING WAS HELD IN THE PRESENCE OF JUDGE PFAELZER BETWEEN THE PARTIES ON MONDAY, NOVEMBER 11, 1985.

ON NOVEMBER 21, 1988, [REDACTED] WERE

INTERVIEWED IN [REDACTED]

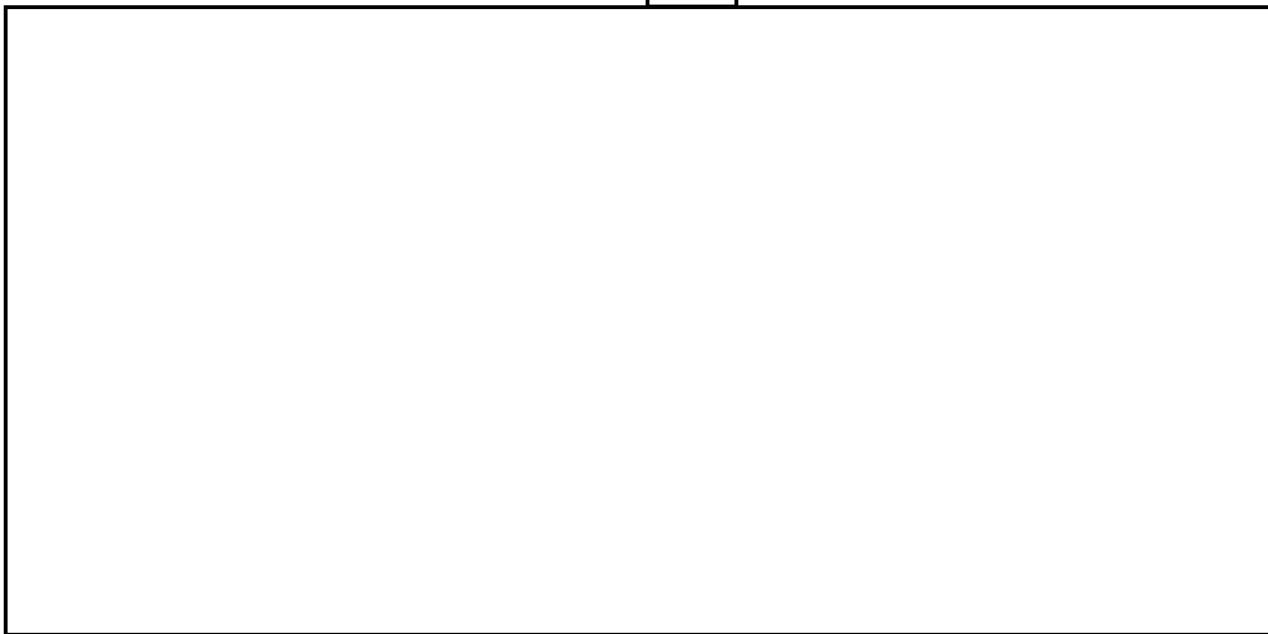
IT WAS BELIEVED THAT [REDACTED]

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Motive?

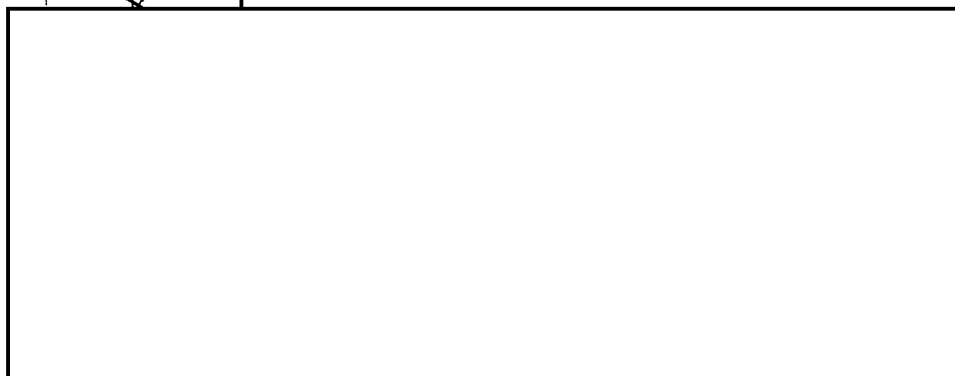
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WAS THAT THIS INFORMATION WOULD HAVE BEEN DEVELOPED BY

BELIEVE THAT

IS CURRENTLY LIVING IN

INDICATED THAT

ACCORDING TO

INDICATED

INVESTIGATION IS CONTINUING IN LOS ANGELES.

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FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 10/18/88

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 REC

1 TO : DIRECTOR, FBI
 2 FROM : SAC, LOS ANGELES (72-271) (WCC-4)

3 SUBJECT: UNITED STATES DISTRICT COURT
 4 JUDGE MARIANA R. PFAELZER;

5 EARLE COOLEY;
 6 LYMAN SPURLOCK;
 7 CHURCH OF SCIENTOLOGY;
 8 OBSTRUCTION OF JUSTICE;
 9 OO: Los Angeles

10 On 8/9/88 and 8/10/88, [redacted] met with Special
 11 Agent (SA) [redacted] and [redacted] of the Redondo
 12 Beach, California, Resident Agency. [redacted] informed the
 13 interviewing agents that [redacted]

14 [redacted] indicated that [redacted]

15 ② - Bureau
 16 2 - Los Angeles

17 BAP/lm
 18 (4)

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1 CC TO WCCS, RM 3849

DATE: 10/26/88 BY: gpa/ars

On 10/27/88

advised that this matter being

handled by Trial Att. [redacted] PIS & they are awaiting paper.

on 10/27/88 Relist/Sup.

LA, [redacted]

LA Requested to send LHM ABAP for dissemination to DOJ/PIS.

LA advised to not discuss w/ USA's office. Cent Dist of CA - only PIS.

Approved: _____

Transmitted _____

Per _____

18 JUN 16 1989

LA 72-271
BAP/lm

[REDACTED]

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[REDACTED]

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[REDACTED] believes [REDACTED]
[REDACTED]

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[REDACTED] stated that [REDACTED]
[REDACTED]

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LA 72-271
BAP/lm

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[redacted] stated that [redacted]
[redacted]

On 9/20/88, Assistant United States Attorney [redacted] [redacted] advised that this allegation was being forwarded to the DEPARTMENT OF JUSTICE, Public Integrity Section. [redacted] advised the investigating agent to contact the Deputy Chief of this department, [redacted] advised, based upon a telephonic conversation, that he believed an investigation of these allegations would be required. [redacted] gave the investigating agent a "green light" to continue investigating this matter.

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On 10/4/88, ASAC [redacted] opened an investigation into this matter due to the absence of SAC LAWRENCE G. LAWLER. SAC LAWLER has been informed of this matter.

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FBI, LOS ANGELES

P.1

Transmitted by Facsimile - UNCLAS RECEIVED
TELETYPE UNIT

Precedence

Property

To: FBIHQ: Attention [Redacted]
Supervisor [Redacted] Date:

From: SAC, Los Angeles

Time Transmitted:

Subject: Judge Mariana R. Pfaltzer, et al/
Institution of Justice

Initials:

☐ Fingerprint Photo ☐ Fingerprint Record ☐ Map ☐ Newspaper clipping

☐ Artists Conception

☒ Other LHM

Special Handling Instructions:

Exec AD Adm.
Exec AD Inv.
Exec AD LES
Asst. Dir.:
Adm. Serv.
Crim. Inv.
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Int. Affs.
Telephone Rm.
Director's Sec'y

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CORRUPTION UNIT DOJ/PIS
2 CC TO DOJ/PIS
1 CC TO WCCS RM 3849
DATE: 10/31/88

NOV 16 1988

1- ENCLOSURE

72-11-5000-1

ENCLOSURE

3

101

U.S. Department of Justice



Federal Bureau of Investigation
11000 Wilshire Boulevard
Los Angeles, California 90024

In Reply, Please Refer to
File No. 72-271

UNITED STATES DISTRICT COURT
JUDGE MARIANA R. PFAELZER;

[REDACTED]
EARLE COOLEY;
LYMAN SPURLOCK;
CHURCH OF SCIENTOLOGY;
OBSTRUCTION OF JUSTICE

On 8/9/88 and 8/10/88, [REDACTED] was
interviewed by agents of the FEDERAL BUREAU OF INVESTIGATION
in Redondo Beach, California. [REDACTED] informed the
interviewing agents that [REDACTED]

[REDACTED]

[REDACTED] indicated that. [REDACTED]

[REDACTED]

[REDACTED]

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10/31/88
[Signature]

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On 10/6/88, [redacted] was again interviewed by an agent of the FEDERAL BUREAU OF INVESTIGATION in the Los Angeles, California office. [redacted] reaffirmed all of the statements he had made in August of 1988. [redacted] provided [redacted]

[REDACTED]

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For instance, [REDACTED]

[REDACTED]

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[REDACTED] stated that [REDACTED]

[REDACTED]

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[REDACTED] also stated that [REDACTED]

[REDACTED]

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[REDACTED] also stated that [REDACTED]

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[REDACTED] stated that [REDACTED]

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[REDACTED] stated that [REDACTED]

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LA
Same

[REDACTED] stated that [REDACTED]

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[REDACTED] stated that [REDACTED]

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[REDACTED]

[REDACTED] believes that [REDACTED]

[REDACTED]

Finally, [REDACTED] stated that [REDACTED]

[REDACTED] believes that [REDACTED]

[REDACTED]

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b7C
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On September 20, 1988, Assistant U.S. Attorney [REDACTED] advised that this allegation was being forwarded to the DEPARTMENT OF JUSTICE, Public Integrity Section. [REDACTED] advised the investigating FBI Agent to contact the Deputy Chief of this department, [REDACTED] advised, based upon a presentation of the foregoing, that he believes an investigation of these allegations would be required. [REDACTED] requested the investigating Agent investigate these allegations.

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FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 10/28/88

TO : DIRECTOR, FBI
 (Attn: Supervisor [redacted] White Collar Crime
 Section Public Corruption Unit Room 3849, TL #231)
 FROM : SAC, LOS ANGELES (72-271) (P)

SUBJECT: UNITED STATES DISTRICT COURT JUDGE
 MARIAN [redacted] PFAELZER;

[redacted]
 EARLE COOLEY;
 LYMAN SPURLOCK;
 CHURCH OF SCIENTOLOGY;
 OOJ
 OO: Los Angeles

Re telephone calls between Bureau and Los Angeles on
 10/27/88 and 10/28/88.

Enclosed for the Bureau are five copies of a self-
 explanatory LHM.

② - Bureau (Enc. 5)
 1 - Los Angeles

BAP
 BAP/lm
 (3)

ENCLOSURE

2 CC'S TO DOJ/PIS [redacted]
 1 CC TO WCCS, RM 3849
 DATE: 11/15/88 BY: JPO/lgrs

NOV 14 1988

Approved: _____ Transmitted _____ (Number) (Time) Per _____

12/9/88

Director Sessions:

ESP
CLASS
SRC'D
SER
REC

RE: UNITED STATES DISTRICT COURT (USDC)
JUDGE MARIANA R. PFAELZER;
[REDACTED] EARLE COOLEY; LYMAN SPURLOCK;
CHURCH OF SCIENTOLOGY (COS);
OBSTRUCTION OF JUSTICE; OO: LOS ANGELES

By teletype dated 12/6/88, SAC, Los Angeles, advised the intentions to interview Leonard Brosnan, Chief Clerk of the USDC, Central District of California; [REDACTED] and Judge Pfaelzer during the week of 12/12/88 regarding allegations that [REDACTED] Cooley, and Spurlock blackmailed Judge Pfaelzer into providing a favorable decision for the COS.

As you were previously advised, captioned investigation was initiated upon receipt of information from [REDACTED]

[REDACTED]

[REDACTED] provided that, [REDACTED]

[REDACTED]

1 - Mr. Revell
1 - Mr. Clarke
1 - Mr. Walton
1 - Mr. Daniels

1 - Mr. Ricks
1 - Mr. Potts
1 - Mr. Hartingh
1 - Special Assistants, CID

JEL:smg (10)

Exec AD Adm.	_____
Exec AD Inv.	_____
Exec AD LES	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Insp.	_____
Intell.	_____
Lab.	_____
Legal Coun.	_____
Off. Cong. & Public Affs.	_____
Rec. Mgnt.	_____
Tech. Servs.	_____
Training	_____
Off. Liaison & Int. Affs.	_____
Telephone Rm.	_____
Director's Sec'y	_____

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5 1989

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6-STAT file

Review of court documents and interviews appear to substantiate allegations and indicate that Brosnan accepted the motion for rehearing on the temporary restraining order on Saturday, 11/9/85, and that [redacted] was involved in issuing a "minute order" on 11/12/85 documenting Judge Pfaelzer's decision to reverse herself following a hearing held on Veterans Day, 11/11/85.

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Los Angeles anticipates interviewing Brosnan and [redacted] with Judge Pfaelzer to follow, regarding the events that transpired from 11/8/85 to 11/21/85, during which time Judge Pfaelzer denied a temporary restraining order sought by the COS, only to reverse this decision during the ensuing three-day holiday after allegedly being visited by the three named subjects, who had scandalous information about Judge Pfaelzer in their possession.

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Prior to the above interviews and in coordination with the Public Integrity Section, Department of Justice, Chief Judge Manuel Real, USDC, Central District of California, will be advised of the impending interviews.

You will be kept advised of pertinent developments in this matter.


F. I. Clarke

CLS
12/19

(8/23/88)

FEDERAL BUREAU OF INVESTIGATION
Executive Assistant Director
Investigations

Date

11/9/88

☒ Director
☒ Mr. Otto
☒ Mr. Revelle
☒ Mr. Glover
☐ Mr. Lawn, DEAHQ
☐ Mr. Kelly, DEAHQ
☐ Mr. Ahlerich, #7222
☐ Mr. Bayse, #7159
☐ Mr. Castonguay, #3090
☒ Mr. Clarke, #5012
☐ Mr. Davis, #7427
☐ Mr. Gavin, #7125
☐ Mr. Geer, #4026
☐ Mr. Greenleaf, Quantico
☐ Mr. McCreight, #5829
☐ Mr. Sharp, #6012
☐ Mr. York, #11255
☐ Mr. Gow, WFO
☐ Mr. McWeeney, #7443

☐ For Appropriate action
☐ For your approval
☐ Initial & return
☐ Please call me
☒ For information
☐ Per conversation
☐ Please see me
☐ Per your request

☐ Mr. DuHadway, #4026
☐ Mr. Penrith, #4026
☐ Mr. Daniels, #3012
☐ Mr. Ricks, #5012
☐ Mr. Walton, #3012

☐ Mr. Covert, #3149
☐ Mr. Pomerantz, #5222
☐ Mr. T. Jones, #7116
☐ Mr. Keyes, #7116
☐ Mr. York, #7458
☐ Mr. Dean, #7142
☐ Mr. Rarity, #6050
☐ Mr. Collingwood, #7176
☐ Mr. Hogan, #7176
☐ Mr. O'Brien, #7240
☐ Mr. Campbell, #7004
☐ Mr. Ragle, #7176

☐ [redacted] #7176 b6
☐ [redacted] #7176b7C
☐ [redacted] #7116
☐ [redacted] #7116
☐ Filing, #5648
☐ Mail Room, #1B327
☐ Reading Room, #6248
☐ Teletype Room, #6247

Mr. _____

Room _____

Remarks:

allegation against several Fed.

Judge

FBI/DOJ

Oliver B. Revell
Room 7116, T.L. 235
Ext. 3333

*1-EO 1.1
11-1-88
4-25-88
2/4
prox to Mr. Clarke 11/8/88 - [unclear]*

12/22/88

Director Sessions:

RE: UNITED STATES DISTRICT COURT (USDC)
JUDGE MARIANA R. PFAELZER; [REDACTED]
[REDACTED] EARLE COOLEY; LYMAN SPURLOCK;
CHURCH OF SCIENTOLOGY (COS); OBSTRUCTION
OF JUSTICE; OO: LOS ANGELES

Exec AD Adm. _____
Exec AD Inv. _____
Exec AD LES _____
Asst. Dir.: _____
Adm. Serv. _____
Crim. Inv. _____
Ident. _____
Insp. _____
Intell. _____
Lab. _____
Legal Coun. _____
Off. Cong. & Public Affs. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Off. Liaison & Int. Affs. _____
Telephone Rm. _____
Director's Sec'y _____

SSH
CLASS
SRC'D
SER
REC

On 12/14/88 and 12/15/88, the Los Angeles Division interviewed Leonard Brosnan, Chief Clerk, USDC, Central District of California (CDC); [REDACTED] Court Clerk for USDC Judge Mariana R. Pfaelzer, CDC; and USDC Judge Pfaelzer.

As you are aware, captioned investigation was initiated upon receipt of information from [REDACTED]

Specifically, [REDACTED] alleged [REDACTED]

Chief Clerk Brosnan, upon interview, advised that he had received a telephone call from [REDACTED], in which [REDACTED] informed Brosnan that the COS desired to file a renewed application for a Temporary Restraining Order. Brosnan agreed to accept the filing on Saturday, 11/9/85, and received same from [REDACTED] on that date. Brosnan stated he would not have set a hearing for 11/11/85, Veterans Day, without Judge Pfaelzer's authorization. It is noted that Brosnan may be mistaken in that all court records indicated that [REDACTED] did not enter the litigation until [REDACTED]

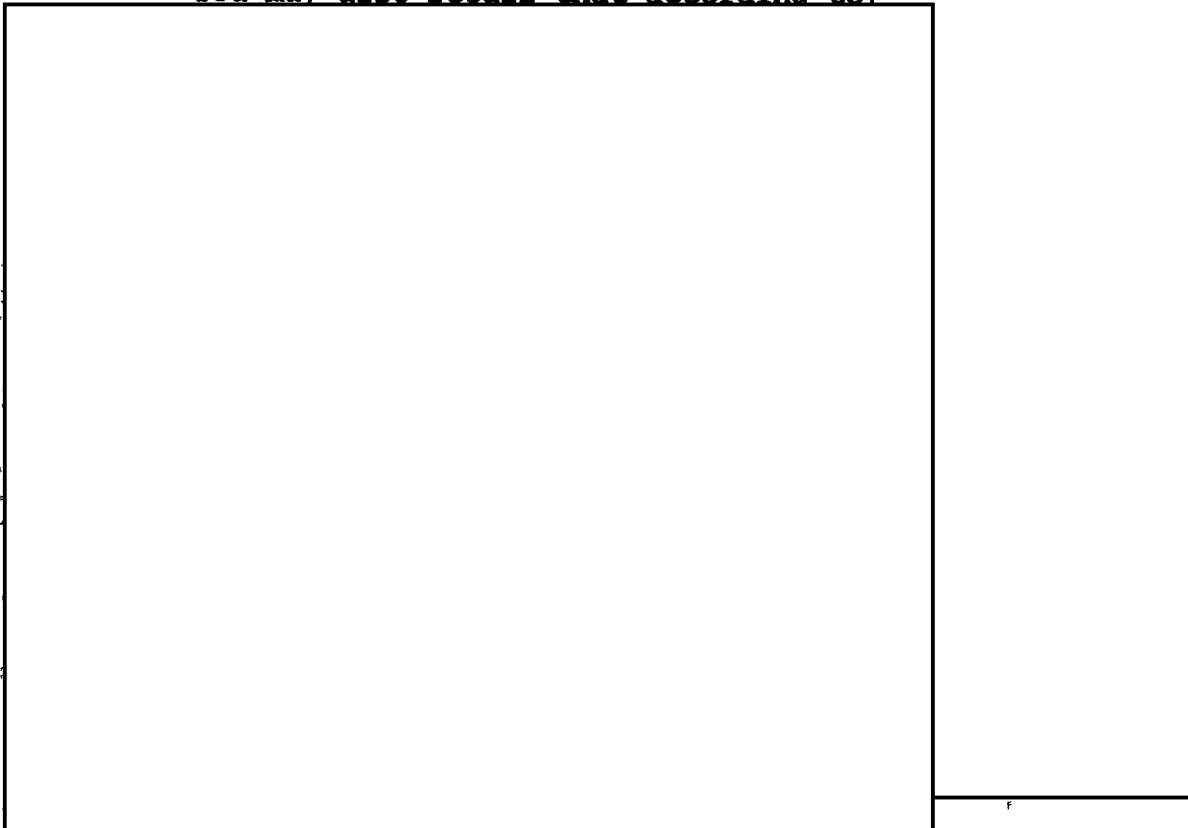
- 1 - Mr. Revell
- 1 - Mr. Clarke
- 1 - Mr. Walton
- 1 - Mr. Ricks
- 1 - Mr. Daniels
- 1 - Mr. Hartingh
- 1 - Mr. Potts
- 1 - Special Assistants, CID

JPO:ta (10)

17 JAN 31 1989

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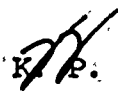
You may also recall that according to



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This matter has been closely coordinated with the Public Integrity Section, Criminal Division, Department of Justice, which has rendered an initial prosecutive opinion based upon the foregoing that an investigation into these allegations is warranted.

You will be kept advised of pertinent developments in this matter.

 K. P. Walton

Mr. Clarke:

1/2

RE: UNITED STATES DISTRICT COURT (USDC)
JUDGE MARIANA R. PFAELZER;
[REDACTED] EARL E. COOLEY;
LYMAN SPURLOCK; CHURCH OF SCIENTOLOGY
(COS); OBSTRUCTION OF JUSTICE (OOJ);
OO: LOS ANGELES

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As you are previously aware, this investigation was

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[REDACTED] A review of court documents confirms the chronology of the events on 11/9-11/85, and Judge Pfaelzer's reversal of her original opinion in the civil actions. Chief USDC Judge Manuel Real, Central District of California, has been advised of the investigation. As previously reported, interviews of Judge Pfaelzer, her Court Clerk, and the Chief Clerk of the Courts, resulted in statements denying any blackmail attempt.

On 1/9/89, subject Cooley was interviewed by the Los Angeles Division. Cooley advised that as a result of Judge Pfaelzer's adverse ruling concerning the COS on 11/8/85, it was decided that the COS would file an emergency ex parte motion for a rehearing. After attempts were made to contact Judge Pfaelzer's Clerk and the Clerk of the Courts, Cooley advised that at approximately 9:00 p.m. on 11/8/85, he, subject [REDACTED] and [REDACTED] attempted to physically locate Judge Pfaelzer's residence to file a motion directly with the judge. Their attempts to locate Judge Pfaelzer's residence failed. During the same evening, a separate COS representative was successful in contacting the Clerk of the Courts who agreed to accept the filing on Saturday, 11/9/85. Cooley denied having a "prep pack" on Judge Pfaelzer, but did confirm that he had biographical information which had been printed in various newspapers and magazines concerning Judge Pfaelzer.

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On 1/11/89, [REDACTED] was interviewed by the Los Angeles Division. [REDACTED] advised that he recalls receiving a telephone call from a COS representative on a Friday evening in November of 1985, during which conversation [REDACTED] agreed to contact the Clerk of the Courts for the COS, and request the Clerk of the Courts assistance in the filing of this motion. [REDACTED] advised that he subsequently did contact the Clerk of the Courts who agreed to accept the filing of this application for a motion of a rehearing on Saturday, 11/9/85.

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- 1 - Mr. Ahlerich
 - 1 - Mr. Clarke
 - 1 - Mr. Walton
 - 1 - Mr. Daniels
 - 1 - Mr. Ricks
 - 1 - Mr. Kelley
 - 1 - Mr. Jackson
 - 1 - Mr. Potts
 - 1 - Special Assistants, CID
- JPO:bjm (11)

(CONTINUED - OVER)

Judge Pfaelzer's Court Clerk, [] advised []

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[] has provided a transcript of the 11/11/85 hearing. [] specifically recalls asking Brosnan to prepare a Minute Order reflecting actions taken at the 11/11/85 hearing; however, upon request, [] could not locate same.

Judge Pfaelzer categorically denied that she was visited by captioned subjects or others on either the night of 11/8/85 or the morning of 11/9/85. Judge Pfaelzer provided details of her recollection of the events of 11/8-11/85, which recollection includes statements that she denied a motion for preliminary injunction on 11/8/85 at 6:00 p.m. Afterwards, Judge Pfaelzer proceeded to her residence and was telephonically contacted by Brosnan on 11/9/85 regarding Brosnan's receipt of filing by COS. Although Judge Pfaelzer cannot recall how she received these documents prior to the hearing, she vividly recalls the weekend in question because her husband was president of MGM Studios, and the Studios were sold that weekend. Judge Pfaelzer was apprised of the allegations concerning her actions in the COS matter. Judge Pfaelzer did not comment on the truth or falsity of the allegations concerning her upon which the purported blackmail was based. Judge Pfaelzer also remarked that she has no doubt that the COS would attempt to blackmail anyone they believed they could successfully blackmail. Judge Pfaelzer pledged her full cooperation in the investigation and indicated she would sign a release to allow the FBI to obtain and examine her toll call records for the dates in question.

The Los Angeles Division plans to interview [] and will continue to review records in this matter, to include Judge Pfaelzer's toll call records.

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I will keep you advised of all pertinent developments.

FIC/YY
F. I. Clarke

*noted
DB*

*KS
12/23*

Transmit attached by Facsimile - UNCLAS

Proc. ~~DEC 16~~ *Immediate*
6 59 PM 1988

Hand Carry

To: Director (SSA [redacted] *Rm. 3849*)
From: *Public Corruption Unit*
SAC, Los Angeles
Subj: *USDC Judge Mariana R. Pfaelzer,*
et al
001: A

Date: *12/16/88*

Time: Transmitted -

Initials -

W

☐ Fingerprint Photo ☐ Fingerprint Record ☐ Map ☐ Newspaper clipping
☐ Artists Conception ☒ Other *Teletype*

Special handling instructions:

1 CC TO WCCS, RM 3849
DATE: 1/3/89
BY: JPO

Approved: *RRK*

Exec AD Adm.	_____
Exec AD Inv.	_____
Exec AD LES	_____
Asst. Dir.:	
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Insp.	_____
Intell.	_____
Lab.	_____
Legal Coun.	_____
Off. Cong. & Public Affs.	_____
Rec. Mgmt.	_____
Tech. Serv.	_____
Training	_____
Off. Liaison & Int. Affs.	_____
Telephone Rm.	_____
Director's Sec'y	_____

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FD-36 (Rev. 8-27-85)

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile

PRECEDENCE:

☒ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 12/16/88

FM FBI LOS ANGELES (72-271) (WCC-4) (P)

TO DIRECTOR FBI/IMMEDIATE/

BT

UNCLAS

CITE: //3410//

PASS: SSA [REDACTED] PUBLIC CORRUPTION SECTION, ROOM 3849.

SUBJECT: UNITED STATES DISTRICT COURT JUDGE MARIANA R. PFAELZER;

[REDACTED] EARLE COOLEY; LYMAN SPURLOCK; CHURCH OF

'SCIENTOLOGY'; OBSTRUCTION OF JUSTICE; OO: LOS ANGELES.

RE TELETYPE FROM LOS ANGELES TO DIRECTOR, DECEMBER 6, 1988,

AND TELCALL FROM BUREAU SSA [REDACTED] TO LOS ANGELES SA [REDACTED]

[REDACTED] ON DECEMBER 14, 1988.

ON DECEMBER 14, 1988, LEONARD BROSNAN, THE CHIEF CLERK FOR
THE U.S. DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA WAS

NLB001W,351

Approved: LGL/

Transmitted

72-3383-11

(Number) (Time)

Per

ENCLOSURE 1

PAGE TWO (LA 72-271) UNCLAS

INTERVIEWED. BROSNAN RECALLED THAT ON FRIDAY NIGHT, NOVEMBER 8, 1985, HE RECEIVED A TELEPHONE CALL FROM ATTORNEY [REDACTED]

[REDACTED] INFORMED BROSNAN THAT THE CHURCH OF SCIENTOLOGY (COS) WISHED TO FILE A RENEWED APPLICATION FOR A TEMPORARY RESTRAINING ORDER AS SOON AS POSSIBLE. [REDACTED] INDICATED TO BROSNAN THAT ATTORNEY [REDACTED] NEEDED TO MAKE THIS EMERGENCY FILING. BROSNAN AGREED TO ACCEPT THE FILING ON SATURDAY, NOVEMBER 9, 1985.

BROSNAN STATED HE DID MEET [REDACTED] IN THE MORNING OF NOVEMBER 9, 1985, AND ACCEPTED THE PAPERS. BROSNAN STATED THAT IT WOULD HAVE BEEN HIS NORMAL PROCEDURE TO HAVE CALLED JUDGE PFAELZER AFTER RECEIVING THE PAPERS ON SATURDAY. BROSNAN ASSUMED HE DID THIS SINCE A HEARING SUBSEQUENTLY WAS SET FOR NOVEMBER 11, 1985, VETERANS DAY. BROSNAN WOULD NOT HAVE SET THIS HEARING WITHOUT THE JUDGE AUTHORIZING SUCH AN ACTION. BROSNAN RECALLS THAT THE ISSUE OF THE HEARING WAS WHETHER OR NOT CERTAIN DOCUMENTS AND LITIGATION SHOULD BE RELEASED, AND IF SO, WHICH DOCUMENTS SHOULD BE RELEASED. BROSNAN RECALLED THAT, FOR SOME REASON, THE HEARING WAS CONTINUED UNTIL THE NEXT DAY. BROSNAN STATED THAT

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^PAGE THREE (LA 72-271) UNCLAS

THERE WERE PEOPLE PRESENT DURING THIS HEARING SO HE ASSUMES THAT COUNSEL FOR BOTH SIDES WERE PRESENT.

IT IS SIGNIFICANT TO NOTE THAT BROSNAN MAY BE IN ERROR. ALL COURT RECORDS INDICATE THAT [REDACTED]

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[REDACTED] LOS ANGELES ANTICIPATES INTERVIEWING [REDACTED] AS SOON AS POSSIBLE TO DETERMINE IF HE DID HAVE SOME UNKNOWN INVOLVEMENT IN THIS CASE IN NOVEMBER OF 1985. BROSNAN INDICATED HE HAD AN UNLISTED TELEPHONE AND EXPLAINED

[REDACTED] CONTACT OF HIM BY STATING THAT [REDACTED]
[REDACTED]
[REDACTED]

BROSNAN STATED THAT HE HAS TALKED TO [REDACTED] AND JUDGE PFAELZER REGARDING THE CHRONOLOGY OF THE EVENTS IN NOVEMBER OF 1985. BROSNAN STATED THAT [REDACTED] TELEPHONED HIM AND ASKED HIM QUESTIONS REGARDING HIS ACCEPTANCE OF PAPERS ON NOVEMBER 9, 1985. BROSNAN STATED HE TOLD [REDACTED] HE COULD NOT RECALL WHO REQUESTED HIS PRESENCE ON FRIDAY NIGHT FOR THE ACCEPTANCE OF THE PAPERS ON SATURDAY. BROSNAN STATED THAT IMMEDIATELY AFTER TALKING TO [REDACTED] HE RECALLED THE NAME OF THE ATTORNEY, [REDACTED] BROSNAN

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^PAGE FOUR (LA 72-271) UNCLAS

STATED HE RELAYED THIS NAME TO JUDGE PFAELZER.

ON DECEMBER 14, 1988, JUDGE PFAELZER'S COURT CLERK, [REDACTED] WAS ALSO INTERVIEWED. [REDACTED] INDICATED HE WAS PRESENT ON NOVEMBER 8, 1985, WHEN JUDGE PFAELZER DENIED THE COS REQUEST FOR A PRELIMINARY INJUNCTION. [REDACTED] STATED THAT HE LEFT THAT EVENING [REDACTED] AND THEREFORE, WAS NOT PRESENT FOR THE PROCEEDINGS THAT TOOK PLACE ON NOVEMBER 9 AND NOVEMBER 11, 1985. [REDACTED] PROVIDED THE INVESTIGATING AGENT WITH INFORMATION INDICATING THAT [REDACTED] DID NOT BECOME AN ATTORNEY INVOLVED IN THE LITIGATION UNTIL [REDACTED] REVIEWED HIS PERSONAL NOTES WHICH INDICATED TO HIM THAT A HEARING HAD OCCURRED ON NOVEMBER 11, 1985. [REDACTED] SPECIFICALLY REMEMBERS ASKING BROSNAN TO PREPARE A MINUTE ORDER REFLECTING THE ACTIONS TAKEN AT THE NOVEMBER 11, 1985, HEARING. [REDACTED] BELIEVES THAT BROSNAN DID PREPARE SUCH A MINUTE ORDER, BUT NO RECORD OF THAT MINUTE ORDER OR ANY DOCKET NOTATION CAN BE FOUND DOCUMENTING THE NOVEMBER 11, 1985, HEARING. A TRANSCRIPT OF THE NOVEMBER 11, 1985, HEARING WAS LOCATED AND PROVIDED TO THE INVESTIGATING AGENT. [REDACTED] INDICATED THAT [REDACTED]

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^PAGE FIVE (LA 72-271) UNCLAS

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[REDACTED]
[REDACTED] INDICATED THAT [REDACTED]
[REDACTED]
[REDACTED]

[REDACTED] ATTEMPTED TO HAVE JUDGE PFAELZER RECUSE HER HERSELF

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FROM THE LITIGATION WHEN THE WYMAN BAUTZER FIRM BEGAN REPRESENTING THE COS. JUDGE PFAELZER FORMERLY WAS A PARTNER OF WYMAN BAUTZER. IN FACT, JUDGE PFAELZER DID RECUSE HERSELF ON MARCH 24, 1988. WYMAN BAUTZER IMMEDIATELY WITHDREW AS COUNSEL FOR THE COS AND JUDGE PFAELZER TOOK OVER THE LITIGATION ONCE MORE. THE COS IS NOW BEING REPRESENTED BY THE LAW FIRM OF BOWLES AND MOXON.

ON DECEMBER 15, 1988, JUDGE PFAELZER WAS INTERVIEWED. JUDGE PFAELZER CATEGORICALLY DENIED THAT SHE WAS VISITED BY EARLE COOLEY OR ANY OTHER REPRESENTATIVE OF THE COS ON THE NIGHT OF NOVEMBER 8TH OR THE EARLY MORNING OF NOVEMBER 9, 1985. JUDGE PFAELZER INDICATED SHE WOULD DO WHATEVER SHE COULD TO AID THE INVESTIGATION. JUDGE PFAELZER INDICATED SHE WOULD SIGN A RELEASE ALLOWING THE FBI TO GET HER TOLL RECORDS FOR THE DATES IN QUESTION. JUDGE PFAELZER STATED THAT IF THE FBI HAD TROUBLE

^PAGE SIX (LA 72-271) UNCLAS

GENERATING THESE RECORDS SHE WOULD ATTEMPT TO HAVE HER AND HER HUSBAND'S RECORDS FOR 1985 SEARCHED AND PROVIDE THE TELEPHONE BILL IF ONE COULD BE LOCATED.

JUDGE PFAELZER'S RECOLLECTION OF THE EVENTS WERE THAT SHE DENIED A MOTION FOR PRELIMINARY INJUNCTION PRESENTED BY THE COS AT APPROXIMATELY 6:00 P.M. ON NOVEMBER 8, 1985, AND THEN PROCEEDED HOME. JUDGE PFAELZER BELIEVES THAT SHE WAS TELEPHONICALLY CONTACTED THE NEXT DAY BY BROSNAN WHO INDICATED TO HER HE WAS IN RECEIPT OF PAPERS FILED BY COS ATTORNEY [REDACTED] REQUESTING A REHEARING ON THE ISSUE OF THE PRELIMINARY INJUNCTION. JUDGE PFAELZER STATED THAT ALONG WITH THESE PAPERS WAS A FILING PROVIDING A NEXUS BETWEEN COS DOCUMENTS STOLEN IN DENMARK AND DOCUMENTS USED BY [REDACTED] JUDGE PFAELZER BELIEVES THESE ADDITIONAL DOCUMENTS WOULD HAVE BEEN FILED BECAUSE SHE HAD INDICATED THE DAY BEFORE THAT SHE WOULD REQUIRE THE ESTABLISHMENT OF SUCH A NEXUS TO REHEAR THE ISSUE OF THE PRELIMINARY INJUNCTION.

SOMEHOW JUDGE PFAELZER RECEIVED THE PAPERS FILED THAT SATURDAY FOR HER REVIEW. NEITHER JUDGE PFAELZER OR BROSNAN CAN

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^PAGE EIGHT (LA 72-271) UNCLAS

THE LITIGATION SHE RECEIVED A TELEPHONE CALL FROM EITHER [REDACTED]

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[REDACTED] OR [REDACTED] WYMAN BAUTZER. THE CALLER REQUESTED THAT HE BE ALLOWED TO COME AND TALK TO THE JUDGE AND SHE AGREED. AT THAT TIME JUDGE PFAELZER DID NOT KNOW WHAT WOULD BE THE TOPIC OF CONVERSATION. WHEN [REDACTED] AND [REDACTED] ARRIVED THEY ADVISED THE JUDGE THAT WYMAN BAUTZER WAS GOING TO BEGIN REPRESENTING THE COS IN THE LITIGATION SHE WAS PRESIDING OVER. JUDGE PFAELZER STATED THAT WITHOUT BEING ASKED, SHE INDEPENDENTLY TOLD [REDACTED] AND [REDACTED] THAT SHE SAW NO REASON TO RECUSE HERSELF IF WYMAN BAUTZER CAME INTO ^{THE} LITIGATION. JUDGE PFAELZER STATED THAT NEITHER [REDACTED] OR [REDACTED] SPECIFICALLY ASKED HER IF SHE WOULD RECUSE HERSELF IF WYMAN BAUTZER BECAME COUNSEL FOR THE COS. JUDGE PFAELZER STATED THAT SHE BELIEVES SUCH A QUESTION WOULD BE IMPROPER.

JUDGE PFAELZER WAS APPRISED OF THE ALLEGATIONS REGARDING HER, THAT SHE AND HER HUSBAND WERE THE SUBJECT OF BACKGROUND INVESTIGATION BY THE COS KNOWN AS "PREP PACKS", THAT INFORMATION IN THESE PREP PACKS INDICATED THAT SHE AND HER HUSBAND HAD PARTICIPATED IN FINANCIAL IMPROPRIETIES, THAT SHE HAD

^PAGE NINE (LA 72-271) UNCLAS

PARTICIPATED IN EXTRA-MARITAL AFFAIRS WITH HER CURRENT HUSBAND, ROTHAMN, AND WITH ANOTHER SENIOR PARTNER IN THE FIRM, BAUTZER, AND THAT THIS INFORMATION WAS USED TO BLACKMAIL HER THROUGH THE ALLEGED MEETING WITH COOLEY, SPURLOCK, AND [REDACTED] ON [REDACTED] OF NOVEMBER 8, 1985. JUDGE PFAELZER DENIED THAT SHE HAD CONTACT WITH COOLEY OR ANY OTHER SCIENTOLOGIST AT HER HOME. JUDGE PFAELZER DID NOT COMMENT ON THE TRUTH OR FALSITY OF THE ALLEGATIONS. JUDGE PFAELZER'S RESPONSE TO THE ALLEGATIONS WAS, "THAT'S DISGUSTING." JUDGE PFAELZER ALSO REMARKED THAT SHE HAS NO DOUBTS THAT THE COS WOULD ATTEMPT TO BLACKMAIL ANYONE THEY BELIEVED THEY COULD SUCCESSFULLY BLACKMAIL.

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FBI

TRANSMIT VIA:

- ☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

- ☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

- ☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 3/21/89

To : Director, FBI (Attention: Criminal Investigative Division)
 From : SAC, Los Angeles (72-271) (C)
 Subject : Public Corruption Data Transmittal Form

1. Title: (use additional page if necessary)

UNITED STATES DISTRICT COURT JUDGE MARIANA R. PFAELZER; [redacted]
 [redacted] LYMAN SPURLOCK; CHURCH OF SCIENTOLOGY; OOJ; OO: Los Angeles
 Re: Teletype from Los Angeles to Bureau dated 2/25/89.

2. ☐ Enclosed are the original and three copies of a LHM for dissemination purposes.
(check if appropriate)

3. Office of Origin File No. 72 - 271 (include alpha)

4. ☐ Initial submission ☒ Supplemental submission (check one)

5. Date opened upon SAC authority 9/29/88

6. Level of subject official (See codes on reverse. Use additional pages, as necessary, for additional subjects.)

Level K06 Number of Subject(s) 1
 Level _____ Number of Subject(s) _____
 Level _____ Number of Subject(s) _____

7. Indicate which of the following investigative techniques have been utilized to date.
(check all appropriate boxes)

Code Number / Description

- Z1 ☐ Acct. Tech. Assist.
 Z2 ☐ Aircraft Assist.
 Z3 ☐ Computer Assist.
 Z4 ☐ Consensual Monitoring
 Z5 ☐ Elsur - FISC
 Z6 ☐ Elsur - Title III
 Z7 ☐ Eng. Sect. Field Support
 Z8 ☐ Eng. Sect. Tape Exams
 Z9 ☐ Hypnosis Assist.
 Z10 ☐ Ident Div. Assist.
 Z11 (A) ☒ Symbolic Informant
 Z11 (B) ☐ Cooperating Witness
 Z11 (C) ☐ Cooperating Subject
 Z12 ☐ Lab. Div. Exams
 Z13 ☐ Lab. Div. Field Support

Code Number / Description

- Z14 ☐ Pen Registers
 Z15 ☐ Photo Coverage
 Z16 ☐ Polygraph Assist.
 Z17 ☐ Search Warrants Use
 Z18 ☐ Show Money Use
 Z19 ☐ Surveillance Squad Use
 Z20 ☐ Swat Team
 Z21 ☐ Tech. Agent
 Z22 ☐ Telephone Toll Records
 Z23 ☐ Group I UCO
 Z24 ☐ Group II UCO
 Z25 ☐ Undercover - Other
 Z26 ☐ NCAVG/VI - CAP
 Z27 ☐ VIA

2 - Field Office

③ FBIHQ

(1 - White-Collar Crimes Section, Public Corruption Unit)

2 APR 10 1989

Approved: _____ Transmitted _____ (Number) (Time) Per _____

2 CC'S TO DOJ/PIS

1 CC TO WCCS, RM 3849

DATE: 4-11-89 BY: I. P. J.

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FBI/DOJ

8. Type of Corruption Investigated (check all appropriate boxes)

Code Number/Description

- (A) Judicial Corruption
A1 ☒ Federal
A2 ☐ State
A3 ☐ Local
A4 ☐ Territorial

(C) Contract Corruption

- C1 ☐ Federal
C2 ☐ State
C3 ☐ Local
C4 ☐ Territorial

(E) Law Enforcement Corruption

- E1 ☐ Federal
E2 ☐ State
E3 ☐ Local
E4 ☐ Territorial

Code Number/Description

- (B) Legislative Corruption
B1 ☐ Federal
B2 ☐ State
B3 ☐ Local
B4 ☐ Territorial

(D) Regulatory Corruption

- D1 ☐ Federal
D2 ☐ State
D3 ☐ Local
D4 ☐ Territorial

9. Does corruption involve drug related activity? (check one) ☐ Yes ☒ No

10. Statistical Accomplishments (number since last submission)

- | | | | |
|-------------------------|-------|--------------------------------------|-------|
| A. Complaints | _____ | F. Acquittal | _____ |
| B. Informants | _____ | G. Recoveries | _____ |
| C. Indictments | _____ | H. Restitutions | _____ |
| D. Convictions | _____ | I. Potential Economic Loss Prevented | _____ |
| E. Pre-trial Diversions | _____ | | |

11. Forfeiture Provisions Utilized (check one) ☐ Yes ☒ No

12. Status of Case (check one)

- ☐ Pending Preliminary Inquiry
☐ Pending Full Investigation
☒ Closed

13. Basis for Closing (check one)

- ☒ U.S. Attorney Declination
☐ Dismissal
☐ Acquittal
☐ Conviction
☐ Administrative by SAC (no other basis involved)

Additional Administrative Data (if needed):



U.S. Department of Justice

Federal Bureau of Investigation

Los Angeles, California 90024

In Reply, Please Refer to
File No.

March 21, 1989

UNITED STATES DISTRICT COURT JUDGE
MARIANA R. PFAELZER;

[REDACTED]
EARLE COOLEY;
LYMAN SPURLOCK;
CHURCH OF SCIENTOLOGY;
OBSTRUCTION OF JUSTICE

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On August 9, 1988, and August 10, 1988, [REDACTED]
[REDACTED] was interviewed by agents of the FEDERAL BUREAU of
INVESTIGATION (FBI) in Redondo Beach, California. [REDACTED]
informed the interviewing agents that [REDACTED]

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[REDACTED]

[REDACTED]

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This document contains neither recommendations nor conclusions of
the FBI. It is the property of the FBI and is loaned to your
agency; it and its contents are not to be distributed outside your
agency.

72-3383-14
ENCLOSURE

MARIANA R. PFAELZER

[REDACTED]

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[REDACTED]

[REDACTED]

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[REDACTED] states that [REDACTED]

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On October 6, 1988, [REDACTED] was reinterviewed by an agent of the FBI in the Los Angeles, California, office of the FBI. [REDACTED] reiterated his previous allegations and added an additional allegation. [REDACTED] stated that [REDACTED]

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MARIANA A. PFAELZER

[redacted]
[redacted] It is [redacted] understanding that the COS would not hire WYMAN BAUTZER if Judge PFAELZER indicated that she would recuse herself.

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On September 20, 1988, Assistant United States Attorney [redacted] advised that this allegation was being forwarded to the Department of Justice, Public Integrity Section. [redacted] advised the investigating agent to contact the Deputy Chief of this department, [redacted] advised, based upon presentation of the foregoing, that he believed an investigation of these allegations would be required. [redacted] eventually assigned Department of Justice Attorney [redacted] to the case.

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On November 21, 1988, [redacted] was interviewed. [redacted] confirmed that [redacted] also substantiated [redacted] claim that [redacted] also confirmed that [redacted]

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[redacted]
[redacted] only indication that they did successfully blackmail Judge PFAELZER was the fact that after November 8, 1985, they expressed the sentiment that they would win any litigation brought before Judge PFAELZER.

A review was done of Judge PFAELZER's background investigation prior to her appointment to the Federal District Court. This review indicates that Judge PFAELZER and ROTHMAN may have been involved in questionable financial dealings during the time they were part of the WYMAN BAUTZER Law Firm. Interviews with [redacted] and [redacted] indicated that Judge PFAELZER and ROTHMAN may have advised clients to violate SEC guidelines. There were also indications that partners in the WYMAN BAUTZER Firm may have accepted client corporations' stock as payment for some services rendered.

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On December 14, 1988, Judge PFAELZER was interviewed. Judge PFAELZER categorically denied that she was ever involved in an ex parte contact with COOLEY, [redacted] or SPURLOCK. Judge PFAELZER indicated that she was contacted regarding the emergency filing of the motion to rehear the request for temporary restraining order and preliminary injunction by the U.S.

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MARIANA A. PFAELZER

District Court, Central District of California Chief Clerk, LEONARD BROSAN. Judge PFAELZER did not know who contacted BROSAN. Judge PFAELZER believes she was contacted by BROSAN on Saturday, November 9, 1985. Judge PFAELZER believes she scheduled the Monday, November 11, 1985, hearing because of the position expressed by the COS that they would suffer grievous harm if not allowed to present their arguments as soon as possible. Judge PFAELZER recalls she reversed herself because the COS was able to establish a nexus between materials stolen [redacted] in Denmark and materials used by [redacted]

[redacted] She also reversed her position because [redacted]

Judge PFAELZER said she was visited by [redacted] of the WYMAN BAUTZER firm, before WYMAN BAUTZER entered into the previously referenced litigation. Judge PFAELZER indicated that [redacted] simply advised her that WYMAN BAUTZER planned to represent the COS. [redacted] did not ask Judge PFAELZER if she was, therefore, going to recuse herself. Judge PFAELZER did not initially recuse herself. However, after repeated objections were made to WYMAN BAUTZER representing the COS, she eventually decided to recuse herself. At that time, WYMAN BAUTZER withdrew as counsel for the COS.

Chief Clerk LEONARD BROSAN and Judge PFAELZER's Clerk, [redacted] were both interviewed in December 1988. BROSAN confirmed that he contacted Judge PFAELZER regarding the emergency filing of the motion for rehearing. From that point forward BROSAN followed Judge PFAELZER's instructions regarding setting the times for hearings. BROSAN agreed that he accepted the filing on Saturday, November 9, 1985, after being contacted by Attorney [redacted] BROSAN indicated that it was not unusual for clerks in the Federal District Court for the Central District of California to make themselves available on the weekend for emergency filings. [redacted] indicated he was unavailable to accept the filing, because [redacted]

On January 11, 1989, Attorney [redacted] was interviewed. [redacted] indicated [redacted] did recall receiving a telephone call on a Friday night in November 1985. The person placing the phone call was attorney [redacted] was an acquaintance of [redacted] who occasionally asked him for advice on how to proceed in legal matters. During this telephone conversation [redacted] asked [redacted] how to go about filing an emergency motion with the Federal District Court in the Central District of California. [redacted] indicated to [redacted] that the court clerk for the presiding judge should be contacted, and

MARIANA R. PFAELZER

failing that, the Chief Clerk of Courts should be contacted. After learning that [] client had been unsuccessful in contacting the presiding judge's clerk, he agreed to contact the Chief Clerk of Court, BROSNAN. [] successfully contacted BROSNAN and later informed [] that BROSNAN would be available to accept an emergency filing on Saturday, November 9, 1985. [] was interviewed and confirmed [] statements.

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On January 9, 1989, COOLEY was interviewed. COOLEY categorically denied that he had an ex parte contact with Judge PFAELZER in which he was involved in blackmailing Judge PFAELZER to receive beneficial rulings on COS litigation. COOLEY categorically denied that the COS maintained a "prep pack" on Judge PFAELZER or her husband ROTHMAN. COOLEY admitted to having a biographical dossier on Judge PFAELZER, but indicated that the information in this dossier was all public information. COOLEY recalled the meeting of November 8, 1985. COOLEY stated that he, JOHN PETERSON (now deceased), and [] did leave the meeting at approximately 9:00 p.m. COOLEY stated that they left the meeting primarily to eat supper, but PETERSON had also suggested that they try to locate a condominium where they believed Judge PFAELZER lived. The reason for locating this condominium was to have the opportunity to file the emergency motion for rehearing directly with Judge PFAELZER if no Federal District Court personnel could be located to accept the filing. COOLEY stated that they had no intention of actually contacting Judge PFAELZER during this trip.

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COOLEY stated that he, PETERSON, and [] proceeded to a condominium complex located in Century City, which is a development area of Los Angeles, California. COOLEY stated that he and PETERSON asked the security guard whether Judge PFAELZER or ROTHMAN lived in the complex. They were informed that neither Judge PFAELZER nor ROTHMAN lived in the complex. COOLEY, PETERSON, and SPURLOCK then retired to supper. Upon returning to the meeting, they learned that someone within the COS had been successful in contacting Chief Clerk BROSNAN, and that BROSNAN would accept the filing on Saturday, November 9, 1985.

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On March 20, 1989, SPURLOCK and another participant in the November 8, 1985, meeting, [] were interviewed. SPURLOCK reaffirmed COOLEY's resitiation of the events on November 8, 1985, and denied the existence of blackmail information regarding Judge PFAELZER. [] interview provided no information of value.

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During the course of the investigation, numerous documents relating to the referenced litigation have been reviewed. This review has failed to prove or disapprove the

MARIANA R. PFAELZER

initial allegation of blackmail. Seven other individuals have been interviewed in this investigation, but provided no information of substance regarding the allegation of blackmail. On March 20, 1989, Department of Justice, Public Integrity Section Attorney [redacted] declined prosecution in this matter, because meaningful avenues of investigation had been exhausted and the evidence failed to prove that COOLEY, SPURLOCK, [redacted] or any other representative of the COS had attempted to blackmail Judge PFAELZER.

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7 DEC 77 0 5 10

OF INVESTIGATION

File 192

INBOX.50 (#5309)

TEXT:

VZCZCLA0003

PP HQ

DE LA #0003 3420019

ZNR UUUUU

P 060014Z DEC 88

FM FBI LOS ANGELES (72-271) (WCC-4)

TO DIRECTOR FBI/PRIORITY/

BT

UNCLAS

CITE: //3410//

PASS: SSA [REDACTED] WCC SECTION, ROOM 3849, TL NUMBER 231.

SUBJECT: UNITED STATES DISTRICT COURT JUDGE MARIANA R. PFAELZER;

[REDACTED] EARLE COOLEY; LYMAN SPURLOCK; CHURCH OF

SCIENTOLOGY; DOJ; OO: LOS ANGELES.

RE TELCALL BETWEEN BUREAU SSA [REDACTED] AND LOS ANGELES SA [REDACTED]

[REDACTED] ON DECEMBER 1, 1988.

UACB, LA INTENDS TO INTERVIEW LEONARD BROSNAN, CHIEF CLERK
OF THE UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF
CALIFORNIA; ROBERT FLORES, CLERK FOR JUDGE PFAELZER; AND JUDGE
PFAELZER SOMETIME DURING THE WEEK OF DECEMBER 12 - 16, 1988

12/18/88

gfo

[Handwritten signatures and stamps]

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PAGE TWO DE LA 0003 UNCLAS

REGARDING ALLEGATIONS THAT [REDACTED] COOLEY, AND SPURLOCK
BLACKMAILED JUDGE PFAELZER INTO PROVIDING FAVORABLE DECISIONS FOR
THE CHURCH OF SCIENTOLOGY (COS).

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LA ANTICIPATES INTERVIEWING BROSNAN AND [REDACTED] FIRST AND
JUDGE PFAELZER THE FOLLOWING DAY. BEFORE THESE INTERVIEWS OCCUR
DOJ, PUBLIC INTEGRITY SECTION ATTORNEY [REDACTED]
WILL CONTACT CHIEF JUDGE ~~MANUEL REAL~~ AND ADVISE HIM OF THESE
INTERVIEWS. SA [REDACTED] WILL CONTACT JUDGE PFAELZER AND ADVISE HER
OF THE INTERVIEWS. CA

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THE TOPIC OF THESE INTERVIEWS WILL BE EVENTS THAT TRANSPIRED
FROM NOVEMBER 8 TO NOVEMBER 21, 1985. DURING THIS TIME PERIOD
JUDGE PFAELZER DENIED A TEMPORARY RESTRAINING ORDER TO PROHIBIT
THE RELEASE OF DOCUMENTS SOUGHT BY THE COS. JUDGE PFAELZER
REVERSED THIS DECISION DURING THE ENSUING THREE DAY HOLIDAY
WEEKEND AFTER ALLEGEDLY BEING VISITED BY THE THREE NAMED SUBJECTS
WHO HAD SCANDALOUS INFORMATION REGARDING JUDGE PFAELZER IN THEIR
POSSESSION.

COURT DOCUMENTS AND INTERVIEWS INDICATE THAT BROSNAN
ACCEPTED THE MOTION FOR REHEARING ON THE TEMPORARY RESTRAINING
ORDER ON SATURDAY, NOVEMBER 9, 1988, AND THAT [REDACTED] WAS INVOLVED

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PAGE THREE DE LA 0003 UNCLAS

IN ISSUING A "MINUTE ORDER" ON NOVEMBER 12, 1988, DOCUMENTING
JUDGE PFAELZER'S DECISION TO REVERSE HERSELF FOLLOWING A HEARING
HELD ON VETERANS DAY, NOVEMBER 11, 1985.

SAC LAWRENCE G. LAWLER HAS BEEN ADVISED OF THE INTENTION TO
INTERVIEW JUDGE PFAELZER AND APPROVES THIS PROCEDURE. DOJ PUBLIC
INTEGRITY UNIT CHIEF [REDACTED] AND DEPUTY CHIEF [REDACTED]

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[REDACTED] HAVE ALSO BEEN ADVISED OF THE ABOVE AND HAVE NO
OBJECTIONS.

BT

#0003

NNNN

3/16/89

Mr. Clarke:

RE: UNITED STATES DISTRICT COURT (USDC)
JUDGE MARIANA R. PFAELZER;
[redacted] EARLE E. COOLEY; LYMAN
SPURLOCK; CHURCH OF SCIENTOLOGY (COS);
OBSTRUCTION OF JUSTICE (OOJ);
OO: LOS ANGELES

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On 3/9/89, Attorney [redacted] representing the COS,
completed arrangements with Trial Attorney [redacted]
Public Integrity Section, Department of Justice, for FBI
interviews of subjects [redacted] Lyman Spurlock, and [redacted]
[redacted] commencing 3/20/89.

As you are aware, this investigation was initiated upon
receipt of information from [redacted]

[redacted] believes that [redacted]

A review of court documents confirms the chronology
of the events on 11/9-11/85 and Judge Pfaelzer's reversal of her
original opinion in the civil actions. Chief USDC Judge Manuel
Real, Central District of California, has been advised of this
investigation. As previously reported, interview of Judge
Pfaelzer, her Clerk Court, and the Chief Clerk of the Courts,
resulted in statements denying any blackmail attempt.
Additionally, as previously reported on 1/9/89, subject Cooley
was interviewed and denied having a dossier containing negative
information on Judge Pfaelzer, but did confirm that he possessed
biographical information which had been printed in various
newspapers and magazines concerning Judge Pfaelzer. Other
current and former members of the COS, courtroom personnel, and
attorneys have been interviewed with negative results to date.

Redacted investigative reports prepared, as a result of
Judge Pfaelzer's prior background investigations, documenting
allegations of potential financial improprieties participated in
by Judge Pfaelzer or her husband Frank Rothman, have been
provided to the Public Integrity Section, Department of Justice,
for their review.

You will be kept advised of pertinent developments in
this matter.

K. P. Walton

3 MAY 9 1989

- 1 - Mr. Ahlerich
 - 1 - Mr. Clarke
 - 1 - Mr. Walton
 - 1 - Mr. Daniels
 - 1 - Mr. Ricks
 - 1 - Mr. Jackson
 - 1 - Mr. Potts
 - 1 - Special Assistants, CID
- JPO:bja (10)

EM

RECEIVED
TELETYPE UNIT
18 JAN 89 11 49Z

FEDERAL BUREAU
OF INVESTIGATION

INBOX.35 (#5322)

TEXT:

VZCZCLA0013

RR HQ

DE LA #0013 0180135

ZNR UUUUU

R 180120Z JAN 89

FM FBI LOS ANGELES (72-271) (WCC-4) (P)

TO DIRECTOR FBI/ROUTINE/

BT

UNCLAS

CITE: //3410//

PASS: SSA [REDACTED] PUBLIC CORRUPTION SECTION, ROOM 3848, TL
NUMBER 231.

SUBJECT: UNITED STATES DISTRICT COURT JUDGE MARIANA R PFAELZER;

[REDACTED] EARLE COOLEY; LYMAN SPURLOCK; CHURCH OF

SCIENTOLOGY; OBSTRUCTION OF JUSTICE; OO: LOS ANGELES.

RE TELETYPE FROM LOS ANGELES TO DIRECTOR, DATED DECEMBER 10, 1988.

ON JANUARY 9, 1989, EARLE COOLEY WAS INTERVIEWED. COOLEY
RECALLED HIS ACTIVITIES ON NOVEMBER 8, 1985. COOLEY STATED HE
WAS REPRESENTING THE CHURCH OF SCIENTOLOGY'S (COS) ORGANIZATION.

1 CC TO WCCS, RM 3848
DATE: 1/24/89 BY: JPO

Exec AD Adm	_____
Exec AD Inv	_____
Exec AD LES	_____
Asst Dir:	_____
Adm Servs	_____
Crim Inv	_____
Ident	_____
Intell	_____
Lab	_____
Legal Coun	_____
Off Cong &	_____
Public Affs	_____
Rec Mgmt	_____
Tech Servs	_____
Training	_____
Off Liaison &	_____
Off. Liaison	_____
Telephone Rm	_____
Director's Sec'y	_____

BDC

Pages
13
DE-115

DE-115 72-3383-20

FEB 10, 1989

Noted
1/23
Handled
JPO

1-0

PAGE TWO DE LA 0013 UNCLAS

RELIGIOUS TECHNOLOGY CENTER (RTC), ON A MOTION FOR A TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION BEFORE JUDGE PFAELZER. COOLEY RECALLED THAT AT APPROXIMATELY 6:00 P.M. JUDGE PFAELZER RULED AGAINST GRANTING THE MOTION PRESENTED BY RTC. AT THAT TIME, COOLEY, OTHER COS ATTORNEYS, AND COS MEMBERS WENT TO THE AUTHOR SERVICES INCORPORATED (ASI) BUILDING TO DISCUSS WHAT STEPS THEY SHOULD TAKE IN VIEW OF JUDGE PFAELZER'S DENIAL OF THEIR MOTION. INDIVIDUALS COOLEY RECALLS BEING PRESENT AT THIS MEETING, INCLUDE [REDACTED] ~~JOHN PETERSON,~~

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[REDACTED]
SPURLOCK AND [REDACTED] DURING THIS MEETING IT WAS DECIDED THAT THE COS WOULD FILE AN EMERGENCY EX PARTE MOTION FOR REHEARING ON THE ISSUE OF THE TEMPORARY RESTRAINING ORDER AND THE PRELIMINARY INJUNCTION.

AT THIS POINT, EFFORTS WERE INITIATED TO CONTACT JUDGE PFAELZER'S CLERK, [REDACTED] ALL EFFORTS TO CONTACT [REDACTED] WERE UNSUCCESSFUL. EFFORTS WERE THEN INITIATED TO REACH THE CHIEF CLERK OF COURTS, LEONARD BROSNAN. THESE EFFORTS WERE ALSO UNSUCCESSFUL.

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AT SOME POINT DURING THE ATTEMPTS TO LOCATE COURT PERSONNEL

PAGE THREE DE LA 0013 UNCLAS

TO FILE THE EMERGENCY MOTION, JOHN PETERSON STATED THAT IF NO OTHER COURT PERSONNEL COULD BE LOCATED THEY COULD FILE THE MOTION DIRECTLY WITH THE JUDGE. PETERSON INDICATED THAT HE BELIEVED THAT JUDGE PFAELZER LIVED SOMEWHERE IN A TOWNHOUSE IN CENTURY CITY, CALIFORNIA. PETERSON DIED IN JULY OF 1987.

COOLEY STATED THAT AT APPROXIMATELY 9:00 P.M., HE, PETERSON AND [REDACTED] LEFT ASI WITH THE EXPRESS INTENTION OF TRYING TO LOCATE THE CONDOMINIUM WHICH PETERSON BELIEVED JUDGE PFAELZER LIVED IN. COOLEY STATED THAT THEY WERE UNSUCCESSFUL IN LOCATING THIS CONDOMINIUM AND THAT THE PARTY THEN PROCEEDED TO A LATE SUPPER.

COOLEY STATED THAT WHEN THEY RETURNED TO ASI AFTER SUPPER. THEY LEARNED THAT [REDACTED] ON HER OWN OR THROUGH A THIRD PARTY, HAD BEEN SUCCESSFUL IN CONTACTING BROSNAN, AND THAT BROSNAN HAD AGREED TO EXCEPT THE FILING THE FOLLOWING DAY, WHICH WAS SATURDAY, NOVEMBER 9, 1985. COOLEY STATED THAT HE DID NOT HAVE A "PREP PACK" ON JUDGE PFAELZER. COOLEY STATED THAT HE DID HAVE BACKGROUND INFORMATION ON JUDGE PFAELZER WHICH INCLUDED BIOGRAPHICAL INFORMATION WHICH HAD BEEN PRINTED IN VARIOUS NEWSPAPERS AND MAGAZINES AND COPIES OF SOME DECISIONS SHE HAD

*Rule of
6pm - 7pm
unusual?
No papers
ready to
file?
Why were
they trying
to build
to guide*

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PAGE FOUR DE LA 0013 UNCLAS

RENDERED. COOLEY ADAMANTLY DENIED THAT HE HAD ANY "COVERT DATA" ON JUDGE PFAELZER.

ON JANUARY 11, 1989, [] WAS INTERVIEWED.

[] INDICATED THAT ON A FRIDAY EVENING IN NOVEMBER OF 1985 HE RECEIVED A TELEPHONE CALL FROM [] STATED THAT

[] WHO HE HAD MET SOCIALLY AND WHO SOMETIMES ASKED HIM LEGAL QUESTIONS. ON THIS OCCASION [] ASKED [] WHAT PROCEDURE WOULD BE NECESSARY TO FILE A PETITION FOR EMERGENCY RELEASE IN FEDERAL COURT. [] ADVISED []

THAT SHE SHOULD CONTACT THE JUDGE'S CLERK. [] THEN ASKED

[] IF BROSNAN HAD [] TELEPHONE NUMBER. []

[] DID NOT HAVE [] TELEPHONE NUMBER, BUT HE THOUGHT AN ASSOCIATE OF HIS, [] MIGHT HAVE [] HOME TELEPHONE NUMBER.

[] TELEPHONED [] IN AN ATTEMPT TO GET [] TELEPHONE NUMBER. [] DID NOT HAVE [] NUMBER, BUT [] DID HAVE A TELEPHONE NUMBER FOR THE CHIEF CLERK OF THE COURT, BROSNAN.

[] HAD FURTHER CONTACT WITH [] AND DETERMINED THAT SHE AND HER ASSOCIATES HAD NOT BEEN ABLE TO CONTACT ANYONE WITHIN

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PAGE FIVE DE LA 0013 UNCLAS

THE COURT TO FILE THEIR MOTION. [REDACTED] THEREFORE, PERSONALLY
TELEPHONED BROSNAN TO DETERMINE IF HE WOULD BE WILLING TO EXCEPT
A FILING THE FOLLOWING DAY, A SATURDAY. [REDACTED] SPECULATES HE
PERSONALLY MADE THE TELEPHONE CALL BECAUSE HE DID NOT WANT TO
GIVE BROSNAN'S TELEPHONE NUMBER TO ANYONE ELSE, FOR FEAR OF
ANTAGONIZING BROSNAN.

[REDACTED] RECALLS THAT BROSNAN AGREED TO ACCEPT THE PAPERS ON
THE FOLLOWING SATURDAY.

BT

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3/29/89

Director Sessions:

SSP

CLASS
SRC'D
SER
REC

RE: UNITED STATES DISTRICT COURT (USDC)
JUDGE MARIANA R. PFAELZER;
[REDACTED] EARLE E. COOLEY; LYMAN
SPURLOCK; CHURCH OF SCIENTOLOGY (COS);
OBSTRUCTION OF JUSTICE (OOJ);
OO: LOS ANGELES

Exec.	
Exec AD	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Insp.	b6
Intell.	b7C
Lab.	
Legal Coun.	
Off. Cong. & Public Affs.	
Rec. Mgnt.	
Tech. Servs.	
Training	b6
Off. Liaison & Int. Affs.	b7C
Telephone Rm.	
Director's Sec'y	

On 3/20/89, [REDACTED] and [REDACTED] both associated with the COS, were interviewed in the presence of attorneys representing the COS in Los Angeles, California. Both [REDACTED] and [REDACTED] categorically denied that any member of the COS had been involved in an attempt to blackmail USDC Judge Mariana R. Pfaelzer, or that any confidential derogatory information had been developed regarding Judge Pfaelzer or her husband, Frank Rothman. Based on these and other previously conducted interviews, the Department of Justice, Public Integrity Section, has rendered an opinion that this investigation should be closed. All logical investigations have been conducted, and no evidence has been developed to substantiate allegations that the COS and/or its representatives attempted to blackmail Judge Pfaelzer.

This investigation was initiated upon receipt of information from [REDACTED]

[REDACTED] believes that [REDACTED]

Chief USDC Judge Manuel Real, Central District of California, has been advised of this investigation. Interviews of Judge Pfaelzer, her Court Clerk, and the Chief Clerk of the Courts resulted in statements denying any blackmail attempt. Subject Cooley was previously interviewed and denied having a dossier containing negative information on Judge Pfaelzer. Other current and former members of the COS, courtroom personnel, and attorneys have been interviewed along with a review of court documents, with negative results.

You will be advised of any additional pertinent developments in this matter.

F. I. Clarke

- 1 - Mr. Revell
- 1 - Mr. Ahlerich
- 1 - Mr. Davis
- 1 - Mr. Clarke
- 1 - Mr. Walton
- 1 - Mr. Daniels
- 1 - Mr. Ricks
- 1 - Mr. Potts
- 1 - Mr. Hartingh
- 1 - Special Assistants, CID

100-1014 (12)

9 MAY 24 1989

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SSP

CLASS
SRC'D
SER
REC

INBOX.53 (#12532)

TEXT:

VZCZCLA0043

RR HQ

DE LA #0043 0822348

ZNR UUUUU

R 232333Z MAR 89

FM FBI LOS ANGELES (72-271) (WCC-4) (P)

TO DIRECTOR FBI/ROUTINE/

BT

UNCLAS

CITE: //3410//

PASS: SSA [REDACTED] PUBLIC CORRUPTION SECTION, ROOM 3849,

TL NUMBER 231.

SUBJECT: U.S. DISTRICT COURT JUDGE MARIANA R. PFAELZER; [REDACTED]
[REDACTED] EARLE COOLEY; LYMAN SPURLOCK; CHURCH OF SCIENTOLOGY; OOJ;
OO: LOS ANGELES.

RE LOS ANGELES TELETYPE TO BUREAU, MARCH 3, 1989.

ON MARCH 29, 1989, DOJ ATTORNEY [REDACTED]

ARRIVED IN LOS ANGELES AT APPROXIMATELY 12:30 P.M. DISCUSSIONS
WERE HELD CONCERNING THE STATUS OF THIS CASE AND IN PREPARATION
FOR INTERVIEWS OF [REDACTED] AND [REDACTED] WHICH WERE TO BE

1006 Rm 3849, 3/26/89 JPB

Sessions
Note
done 3/26/89
JPB

RECEIVED
TELETYPE UNIT
24 MAR 89 03 56
FBI LOS ANGELES

Mr. Tolson	
Mr. DeLoach	
Mr. Mohr	
Mr. Bishop	
Mr. Casper	
Mr. Callahan	
Mr. Conrad	
Mr. Felt	
Mr. Gale	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Mr. Holmes	
Miss Gandy	

SIX [REDACTED]

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PAGE TWO DE LA 0043 UNCLAS

HELD LATER THAT SAME DAY. ON MARCH 20, 1989, [] AND []
WERE INTERVIEWED IN THE PRESENCE OF DOJ ATTORNEY []
ALSO PRESENT AT THESE INTERVIEWS WERE ATTORNEYS REPRESENTING THE
CHURCH OF SCIENTOLOGY (COS). THESE ATTORNEYS WERE []
[] AND [] BOTH OF THESE ATTORNEYS WORK FOR
[] IN WASHINGTON, D.C. BOTH
[] AND [] CATEGORICALLY DENIED THAT ANY MEMBER OF THE COS
HAD BEEN INVOLVED IN BLACKMAILING JUDGE PFAELZER OR THAT ANY
CONFIDENTIAL DEROGATORY INFORMATION HAD BEEN DEVELOPED REGARDING
JUDGE PFAELZER OR HER HUSBAND, FRANK ROTHMAN.

BASED ON THESE TWO INTERVIEWS AND INTERVIEWS PREVIOUSLY
COMPLETED IT HAS BEEN DETERMINED THAT IT IS NOT NECESSARY TO
INTERVIEW LYMAN SPURLOCK, BECAUSE ALL WITNESSES REPRESENTING THE
COS POINT OF VIEW DENY THAT SPURLOCK LEFT THE STRATEGY MEETING
HELD ON NOVEMBER 8, 1985, WITH COOLEY AND [] THERE IS NO
DOUBT THAT SPURLOCK WOULD PROVIDE THE SAME INFORMATION.

DISCUSSIONS WITH DOJ ATTORNEY [] HAVE DETERMINED
THAT THIS INVESTIGATION SHOULD BE CLOSED BECAUSE ALL LOGICAL
INVESTIGATIVE LEADS HAVE BEEN COVERED, AND THIS ACTIVITY HAS
FAILED TO PROVE THAT [] EARLE COOLEY, SPURLOCK, OR ANY

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OTHER COS REPRESENTATIVE ATTEMPTED TO BLACKMAIL JUDGE PFAELZER.

THE CLOSING LHM AND FD-761 WILL FOLLOW.

BT

#0043

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AIRTEL

12/12/88

Director, FBI 72-3383

SACs, Los Angeles (72-271) (WCC-4) (P)

WMFO - Enclosures (6)

Attn: SSA [REDACTED]

UNITED STATES DISTRICT COURT JUDGE (USDCJ)

MARIANA R. PFAELZER; [REDACTED]

EARLE COOLEY; LYMAN SPURLOCK;

CHURCH OF SCIENTOLOGY (COS); OBSTRUCTION OF JUSTICE;

OO: LOS ANGELES

Reference is made to Los Angeles airtel and LHM dated 10/28/88 and Los Angeles teletypes dated 11/10/88 and 11/25/88.

Enclosed for WMFO are two copies each of referenced Los Angeles LHM and teletypes.

This investigation may have First Amendment implications. To avoid improper interference with the legitimate exercise of rights guaranteed by the First Amendment, investigative efforts should be narrowly focused on alleged criminal violations. Religious or political commentary outside the scope of FBI investigative responsibilities should not be the subject of investigation or reporting. Additionally, the least intrusive means available which will yield the necessary investigative result should be employed.

For the information of Los Angeles, a review of Bureau indices failed to disclose any derogatory information on USDCJ Pfaelzer other than that information in her background investigation (Bufile 77-133145). Bureau indices were negative for Frank Rothman and [REDACTED]

For the information of WMFO, captioned matter involves allegations of obstruction of justice by captioned subjects as set forth in the enclosed LHM. Allegations are also set forth that the COS successfully had USDCJ (FNU) Richee (phonetic), District of Columbia, removed from the COS's first Federal prosecution by enticing him with a prostitute. Witnesses alleged that they have seen excerpts of a videotape in which this Federal Judge is with a prostitute. A review of information available at FBIHQ indicates that a Judge Charles R. Richey was appointed to the District of Columbia District Court on 5/5/71. 2 APR 5 1990

- 1 - Mr. Kelley, Rm. 7427
1 - Mr. Jackson, Rm. 5030
1 - Mr. Potts
1 - Mr. Rupprath
1 - Mr. McFarland, Rm. 7338
1 - Mr. Stapleton, Rm. 5062

- 1 - Mr. Weaver, Rm. 3634
1 - Mr. Aiken
1 - Mr. Chase, Rm. 7338
1 - [REDACTED]
1 - Mr. Megary
1 - Mr. O'Neill

JPO: [REDACTED] (17)

SEE NOTE PAGE 3

MAIL ROOM

Airtel to SACs, Los Angeles and WMFO
Re: United States District Court Judge (USDCJ) Mariana R.
Pfaelzer; Et Al; Church of Scientology (COS); Obstruction of
Justice; OO: Los Angeles

A review of Bureau indices disclosed that in 1975, the Founding COS brought suit in United States District Court, Washington, D.C., charging the FBI had wiretapped its headquarters in Washington, D.C., on 4/30/74. In response, the Government produced an affidavit which stated that the Founding COS's telephones have never been tapped by the FBI. USDCJ Ritchey, the presiding judge in this matter, in view of the Government's affidavit, "reluctantly denied" this suit of the Founding COS (Bufile 87-131713).

On 9/1/87, a Freedom of Information (FOI) Act request was received from [redacted] of the COS requesting information on several judges, to include Judge Ritchey. No information was released to the COS regarding Judge Ritchey in accordance with existing FOI regulations (Bufile 190-18836-4, page 2).

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On 7/1/85, the Westerville, Ohio, Police Department advised the Cincinnati Division that on 6/22/85, that department had received a complaint from a [redacted] female hotel employee that a hotel guest, subsequently identified as USDCJ Ritchey,

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[redacted] The victim and [redacted] declined to file charges, fearing the victim would have to testify, and the case was closed. These alleged acts, if proven, would constitute a first degree misdemeanor under Ohio Criminal Code. This matter was reviewed by the Public Integrity Section (PIS), Department of Justice (DOJ), which rendered an opinion that no Federal violation existed and referred the matter to the Administrative Offices of the United States Courts by letter dated 7/29/85 (Bufile 62-121563).

WMFO should expeditiously contact Trial Attorney [redacted] PIS, DOJ, telephone number [redacted] who is handling prosecution in this matter inasmuch as allegations involve USDCJs. WMFO should obtain an initial prosecutive opinion regarding USDCJ Ritchey and coordinate investigation required in this matter. Should sufficient predication be developed to justify the initiation of a separate investigation regarding USDCJ Ritchey, WMFO should expeditiously advise the Public Corruption Unit (PCU), FBIHQ.

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WMFO should coordinate all investigation with the Los Angeles Division, attention: SSA [redacted] WCC-4 Squad, to ensure confidentiality and integrity of this investigation.

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Questions regarding this matter should be directed to SSA [redacted] PCU, FBIHQ, telephone number 324-5701.

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Airtel to SACs, Los Angeles and WMFO

Re: United States District Court Judge (USDCJ) Mariana R.
Pfaelzer; Et Al; Church of Scientology (COS); Obstruction of
Justice; OO: Los Angeles

NOTE: This investigation involves subjects who are engaged in legitimate religious activity protected by the First Amendment, in addition to alleged criminal activity. This communication serves to place FBI field offices involved in this investigation on notice to use caution in conducting these criminal investigations so as not to infringe upon subjects and/or innocent third parties' First Amendment rights.

APPROVED: _____	Adm. Servs. _____	Off. of Cong. & Public Affs. _____
	Crim. Inv. <i>Teve</i>	Off. of Lia. _____
	Ident. _____	& Int. Affs. _____
Director _____	Inspection _____	Rec. Mgmt. _____
Exec. AD-Adm. _____	Intell. _____	Tech. Servs. _____
Exec. AD-Inv. _____	Laboratory _____	Legal Coun. <i>Teve</i>
Exec. AD-LES _____	Legal Coun. _____	Training _____